

MINUTES

CITY COUNCIL MEETING

OCTOBER 28, 2003

A regular meeting of the City Council of the City of Rolling Hills Estates was called to order at 7:33 p.m. in the City Council Chambers, 4045 Palos Verdes Drive North, by MAYOR RAUCH.

PLEDGE OF ALLEGIANCE

MAYOR RAUCH led the assembly in the Pledge of Allegiance to the Flag.

ROLL CALL

City Council Members Present: Addleman, Mitchell, Rauch, Seamans, Zuckerman

City Staff Present: City Manager Doug Prichard

City Attorney Stephen Pfahler

Planning Director David Wahba

Community Services Director Andy Clark

Finance Director Jud Norrell

Administrative Analyst Greg Grammer

Others Present: Judith Bayer, Planning Commission

CEREMONIAL ITEMS

A. BFI DRAWING FOR ONE YEAR'S FREE RESIDENTIAL REFUSE SERVICE

Barbara Zwart, Recycling Coordinator, BFI, drew the name of Gil Millert on Ponderosa Lane, as the recipient of one year's free disposal service.

ROUTINE MATTERS

A. CITY COUNCIL MINUTES OF OCTOBER 14, 2003

MAYOR PRO TEM MITCHELL requested a correction on Page 10, Paragraph 5:

*"MAYOR PRO TEM MITCHELL reported that Palos Verdes Transit is seeing an increase in ridership due to the MTA strike. **She warned the audience at home that it would affect ridership since Routes 225 and 226 would not be running and that parents would have to transport their children to school.** ~~She urged parents to be aware that Routes 225 and 226 are not running and to provide other transportation for their children.~~"*

MAYOR PRO TEM MITCHELL requested an additional correction on Page 11, Paragraph 3:

"MAYOR PRO TEM MITCHELL noted that David Madsen is the City's representative from the Air Quality Control District who attends the South Bay Cities Council of Governments' meetings."

COUNCILMAN ADDLEMAN moved, seconded by COUNCILWOMAN SEAMANS
TO APPROVE THE CITY COUNCIL MINUTES OF OCTOBER 28, 2003 AS AMENDED.
THERE BEING NO OBJECTION, MAYOR RAUCH SO ORDERED.

B. DEMANDS AND WARRANTS – MONTH OF OCTOBER

COUNCILMAN ADDLEMAN moved, seconded by COUNCILWOMAN SEAMANS.
TO APPROVE Warrants 34494 THROUGH 34552 FOR A GRAND TOTAL AMOUNT OF \$197,238.46
WITH PROPER AUDIT.

AYES: Addleman, Mitchell, Rauch, Seamans, Zuckerman

CONSENT CALENDAR

MAYOR PRO TEM MITCHELL moved, seconded by
TO APPROVE ITEMS A-E.

A. READING OF ORDINANCES AND RESOLUTIONS

Reading in full of all ordinances and resolutions presented for consideration to the City Council will be waived and all such ordinances and resolutions will be read by title only.

B. SEPTEMBER 2003 INVESTMENT REPORT

Recommendation: That the City Council receive and file this report.

RECEIVED AND FILED.

C. QUARTERLY CODE ENFORCEMENT REPORT

Pulled for discussion under New Business.

D. LEAGUE OF CALIFORNIA CITIES PRIORITY FOCUS DATED OCTOBER 9, 2003

RECEIVED AND FILED.

E. LEAGUE OF CALIFORNIA CITIES PRIORITY FOCUS DATED OCTOBER 17, 2003

RECEIVED AND FILED.

AYES: Addleman, Mitchell, Rauch, Seamans, Zuckerman

AUDIENCE ITEMS NOT ON THE AGENDA/WRITTEN AND ORAL COMMUNICATIONS

NONE

PUBLIC HEARINGS/MEETINGS

NONE

NEW BUSINESS

A. PLANNING COMMISSION MINUTES OF OCTOBER 20, 2003

COUNCILMAN ADDLEMAN moved, seconded by COUNCILMAN ZUCKERMAN

TO RECEIVE AND FILE THE PLANNING COMMISSION MINUTES OF OCTOBER 20, 2003.

THERE BEING NO OBJECTION, MAYOR RAUCH SO ORDERED.

B. FISCAL HEALTH REPORT – FISCAL YEARS 1993-94 THROUGH 2002-03

Recommendation: That the City Council receive and file the Fiscal Health Report for Fiscal Years 1993-94 through 2002-03.

Finance Director Norrell provided a staff report (as per agenda material).

MAYOR PRO TEM MITCHELL inquired as to how the tennis fund is operating. Finance Director Norrell noted that there is a net loss shown and suggested this fund be reviewed in the next budget cycle.

COUNCILMAN ADDLEMAN then urged that items under the Factor Summary Sheet listed as unfavorable be closely monitored. Finance Director Norrell noted this is due primarily to the dramatic decrease in interest income, but that the City continues to operate with a surplus.

Brief discussion continued with MAYOR RAUCH addressing the tennis fund deficit and suggesting cutting back on washing the courts.

In regards to the tennis club fees, it was noted that they are reviewed every two years at the Policy Development Session.

COUNCILMAN ADDLEMAN noted that he has some concerns regarding the State's proposed sales tax swap for property tax. City Manager Prichard indicated that it is unclear as to what the impact might be as it depends on whether the stated intent of the legislature can be relied upon. He noted that the City is monitoring this issue as well as the Vehicle License Fees.

MAYOR PRO TEM MITCHELL moved, seconded by COUNCILMAN ADDLEMAN

TO RECEIVE AND FILE THE FISCAL HEALTH REPORT FOR FISCAL YEARS 1993-94 THROUGH 2002-03.

AYES: Addleman, Mitchell, Rauch, Seamans, Zuckerman

C. BUDGET AMENDMENT NO. 1

Recommendation: That the City Council approve Budget Amendment No. 1 to adjust the City's fiscal year 2003-04 operating and capital projects budgets, increasing total appropriations by \$49,505.

Finance Director Norrell provided a staff report (as per agenda material).

Brief discussion ensued regarding various median projects throughout the City, particularly at Crenshaw Boulevard and Palos Verdes Drive North. It was noted that a timeframe has not been set for completion at this time. Additionally, it was noted that these funds have been appropriated by the COUNCIL for this fiscal year.

City Manager Prichard commended the department heads and finance staff on an outstanding job.

MAYOR PRO TEM MITCHELL moved, seconded by COUNCILMAN ADDLEMAN

TO APPROVE BUDGET AMENDMENT NO. 1 TO ADJUST THE CITY'S FISCAL YEAR 2003-04 OPERATING AND CAPITAL PROJECTS BUDGETS INCREASING TOTAL APPROPRIATIONS BY \$49,505.

AYES: Addleman, Mitchell, Rauch, Seamans, Zuckerman

D. COMMERCIAL DISTRICT HOLIDAY LIGHTING

Recommendation: That the City Council determine the scope and type of holiday lighting desired in the City's commercial district medians for the upcoming holiday season.

Community Services Director Andy Clark provided a staff report (as per agenda material).

After brief discussion, it was moved by COUNCILWOMAN SEAMANS, seconded by MAYOR PRO TEM MITCHELL

TO APPROVE THE INSTALLATION OF HORIZONTAL HOLIDAY LIGHTING IN 12 TREES FOR A TOTAL OF \$11,175.08.

AYES: Addleman, Mitchell, Rauch, Seamans, Zuckerman

6C. QUARTERLY CODE ENFORCEMENT REPORT

Recommendation: That the City Council receive and file this report.

COUNCILWOMAN SEAMANS noted her concern regarding The Avenue of the Peninsula way-finder signs. It was her preference not to forward this case to the City Prosecutor. Planning Director Wahba noted that he will work with The Avenue and compile a comprehensive list of improvements with no action being taken at this time.

MAYOR PRO TEM MITCHELL moved, seconded by COUNCILWOMAN SEAMANS

TO RECEIVE AND FILE THE QUARTERLY ENFORCEMENT REPORT.

THERE BEING NO OBJECTION, MAYOR RAUCH SO ORDERED.

OLD BUSINESS

A. LOS ANGELES INTERNATIONAL AIRPORT (LAX) MASTER PLAN DRAFT SUPPLEMENTAL ENVIRONMENTAL IMPACT REPORT (EIR)

Recommendation: That the City Council direct staff to review comments from the adjacent Peninsula cities, the Cities of El Segundo and Inglewood, and from the South Bay Cities Council of Governments as they come about, and respond in writing by the due date of November 7 to Los Angeles World Airports with a letter signed by the Mayor supporting all issues that may affect the City.

Planning Director Wahba provided a staff report (as per agenda material).

Brief discussion ensued regarding various concerns in the Environmental Impact Report. COUNCILWOMAN SEAMANS noted that the SBCCOG position should be available in the following week.

COUNCILMAN ZUCKERMAN moved, seconded by COUNCILMAN ADDLEMAN

TO DIRECT STAFF TO CONTINUE REVIEWING COMMENTS FROM THE ADJACENT PENINSULA CITIES, THE CITIES OF EL SEGUNDO AND INGLEWOOD, AND FROM THE SOUTH BAY CITIES COUNCIL OF GOVERNMENTS AND RESPOND IN WRITING BY THE DUE DATE OF NOVEMBER 7 TO THE LOS ANGELES WORLD AIRPORT WITH A LETTER ADDRESSING ISSUES THAT MAY AFFECT THE CITY.

THERE BEING NO OBJECTION, MAYOR RAUCH SO ORDERED.

CITY ATTORNEY ITEMS

NONE

CITY COUNCIL/REGIONAL COMMITTEE REPORTS: This item provides the opportunity for Members of the City Council to provide information and reports to other Members of the City Council and/or the public on any issues or activities of currently active Council Committees, ad hoc committees, regional or state-wide governmental associations, special districts and/or joint powers authorities and their various committees on which Members of the City Council might serve or have an interest, which are not otherwise agendized.

A. COUNCILMAN ADDLEMAN reported that he was appointed by the Peninsula Unified School Board to the Citizens Oversight Committee for Measure P.

B. COUNCILMAN ADDLEMAN also reported that he was appointed by League of California Cities Los Angeles County Division President Ken Blackwood to the Administrative Services Committee.

C. COUNCILMAN ADDLEMAN announced that Supervisor Knabe's Chief of Staff Fred Guido is now with the Public Works Department and will be replaced by Kurt Pederson.

D. COUNCILWOMAN SEAMANS reported she was in Sacramento to meet with representatives of the Housing and Community Development Department regarding distribution of Community Development Block Grant (CDBG) funds.

E. COUNCILWOMAN SEAMANS then discussed AB 1160 (Steinberg) regarding second unit housing. It was noted that COUNCIL is strongly opposed to this bill.

Brief discussion ensued regarding agendizing update of the City's second unit ordinance in order to submit the Housing Element for State approval. City Manager Prichard noted that the COUNCIL may wish to address this matter as compliance might be difficult to achieve due to the State's misguided efforts regarding local land use control.

It was noted that staff will investigate further and report back to COUNCIL whether this item should be considered at this time or at the Policy Development Session in the spring.

F. COUNCILWOMAN SEAMANS noted she met with Bob Comstock, a developer and former owner of the Peninsula Shopping Center, and presented Mr. Polyzoides' plan for his review.

G. COUNCILWOMAN SEAMANS reported that she attended the Holiday Parade Committee and stated that this year's reception will be held at Bistro 767 on December 7.

H. MAYOR PRO TEM MITCHELL reported that she and COUNCILMAN ADDLEMAN attended the PV Transit Authority meeting noting that five bids were submitted for transit operators. She stated that the Authority chose to remain with the existing company.

I. MAYOR PRO TEM MITCHELL reported she attended the Equestrian Committee meeting and that they are preparing to submit their comments to the City in response to the proposed Los Angeles County Golf Course Draft Environmental Report.

MAYOR AND COUNCIL ITEMS: This item provides the opportunity for Members of the City Council to request information on currently pending projects and/or issues of public concern, direct that an item be agendized for future consideration and/or make announcements of interest to the public.

A. MAYOR PRO TEM MITCHELL reported that the California Public Utilities Commission has voted not to split the 310 Area Code region at this time. She noted that she spoke to members of the PUC and Senator Karnette opposing this matter and thanked them for their continued efforts on behalf of the South Bay cities.

B. MAYOR PRO TEM MITCHELL reported that she, along with Planning Commissioner Judy Bayer and Planning Director Wahba, met with Michael Dieden to view various sites created by Stephanos Polyzoides in South Pasadena (Mission Meridian Village) and West Hollywood (Seven Fountains). She noted that these developments were very exciting.

In regards to this issue, MAYOR PRO TEM MITCHELL indicated that an economic development forum will be held inviting urban developers, as well as existing business owners to review the proposed Master Plan. Additionally, she stated that Mr. Polyzoides provided names for firms to Planning Director Wahba who will then generate a list inviting those individuals to offer their input.

C. COUNCILMAN ADDLEMAN reported that he attended the inaugural meeting of the Citizens Advisory Board for the Palos Verdes Landfill. He noted that, early next year, the DTSC will complete a five-year review of the landfill and that the Air Quality Management District is intending to perform an additional test on heavy metal at this site as it was not included in their report. COUNCILMAN ADDLEMAN stated that as soon as he receives the report, he will forward it to the COUNCIL.

Additionally, Planning Director Wahba noted that a recommended City position on this project will be submitted to the COUNCIL in November.

COUNCILMAN ZUCKERMAN noted that any comments by DTSC should be submitted to the City's consultants.

MAYOR RAUCH noted that the next County public comment meeting will take place at the Botanic Garden on October 30 at 7:00 p.m.

D. MAYOR RAUCH announced that the Sheriff's Department Open House will take place on November 8 from 10:00 a.m.-3:00 p.m. and encouraged everyone to attend.

E. MAYOR RAUCH noted that the Sanitation Districts will conduct Christmas recycling again this year.

F. REFUSE FRANCHISE REQUEST FOR PROPOSALS – SUBCOMMITTEE APPOINTMENT

COUNCIL MEMBERS ADDLEMAN and SEAMANS volunteered to serve on this subcommittee.

ADJOURNMENT in memory of those who lost their lives in the wildfires and in support of the Fire Fighters and Law Enforcement Officers who are working around the clock to save lives and property.

At 8:45 p.m., MAYOR RAUCH formally adjourned the City Council meeting to the City Celebration Debriefing meeting scheduled for Tuesday, November 4, 2003. at 6:00 p.m. at Giorgio's Restaurant.

Submitted by, Approved by,

Hope J. Nolan Douglas R. Prichard

Deputy City Clerk City Manager